

17224 U.S. PTO
08/01/03

PTO/SB/05 (05-03)

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 5026CON

First Inventor Chester Li

Title Gene Modification of the Lung As A Portal For Gene Delivery

Express Mail Label No. EV 047224142 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☐ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. X Specification [Total Pages 29]
(preferred arrangement set forth below)
 - x- Descriptive title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - x- Background of the Invention
 - x- Brief Summary of the Invention
 - x- Brief Description of the Drawings (if filed)
 - x- Detailed Description
 - x- Claim(s)
 - x- Abstract of the Disclosure
4. X Drawing(s) (35 U.S.C.113) [Total Sheets 4]
5. Oath or Declaration [Total Sheets 4]
 - a. ☐ Newly executed (original or copy)
 - b. x Copy from a prior application (37 CFR 1.63 (d))
(for a continuation/divisional with Box 18 completed)
 - i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. X Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:

Commissioner for Patents
Mail Stop Patent Application
P.O. Box 1450
Alexandria VA 22313-1450

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATIONS PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations
13. X Preliminary Amendment
14. X Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. X Other: Copy of Extension of Time in Prior Application

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

X Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No: 09/784,563

Prior application information: Examiner Ram R. Shulka

Art Unit: 1632

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

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24536

or ☐ Correspondence address below

(Insert Customer No. or Attach bar code label here)

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Name (Print/Type)

Robert J. Cobert

Registration No. (Attorney/Agent)

36,108

Signature

Robert J. Cobert

Date

August 1, 2003

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

22240 U.S. PTO
10/632302

06/01/03

COPY

EV093405677US

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)			Docket No. 5026
In Re Application Of: Chester Li et al.			
Serial No. 09/784,563	Filing Date February 15, 2001	Examiner Ram R. Shukla	Group Art Unit 1632
Invention: Genetic Modification of the Lung As A Portal For Gene Delivery			
<p style="text-align: center;"><u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u></p> <p>This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>February 3, 2003</u> above-identified application. <i>Date</i></p> <p>The requested extension is as follows (check time period desired):</p> <p><input type="checkbox"/> One month <input type="checkbox"/> Two months <input checked="" type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months</p> <p>from: <u>May 3, 2003</u> until: <u>August 3, 2003</u> <i>Date</i> <i>Date</i></p> <p>The fee for the extension of time is \$930 and is to be paid as follows:</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 07-1074 A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 07-1074 A duplicate copy of this sheet is enclosed.</p> <p> <i>Signature</i></p> <p>Dated: August 1, 2003</p> <p>Robert J. Cobert Registration No. 36,108</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"><p>I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.</p><p>_____ <i>Signature of Person Mailing Correspondence</i></p><p>_____ <i>Typed or Printed Name of Person Mailing Correspondence</i></p></div> <p>cc:</p>			